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SERVICE DATE – AUGUST 18, 2014

DO

FR-4915-01-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. FD 35834]

Dakota, Minnesota & Eastern Railroad Corporation—Trackage Rights Exemption—Soo Line Railroad Company

AGENCY: Surface Transportation Board.

ACTION: Correction to Notice of Exemption.

Soo Line Railroad Company (SOO), pursuant to a written trackage rights agreement, has agreed to grant local and overhead trackage rights to Dakota, Minnesota & Eastern Railroad Corporation (DM&E) between milepost 159.0+/- on DM&E's Marquette Subdivision at or in the vicinity of Bluff, Minn. (previously known as La Crescent, Minn.), over SOO's Tomah and Watertown Subdivisions to the connection with SOO's M&P Subdivision and over the M&P Subdivision to milepost 7.0 at or in the vicinity of Columbia, Wis., a distance of approximately 119.0 +/- miles.¹ On June 26, 2014, notice of the exemption was served and published in the Federal Register (79 Fed. Reg. 36,379). The exemption became effective on July 10, 2014.

¹ A parallel trackage rights agreement in which SOO would acquire trackage rights over DM&E's Marquette Subdivision is the subject of the verified notice of exemption that was filed concurrently in Soo Line Railroad Company—Trackage Rights Exemption—Dakota, Minnesota & Eastern Railroad Corporation, Docket No. FD 35833.

The published notice stated that SOO was granting DM&E overhead trackage rights. The notice should have stated that SOO was granting DM&E local and overhead trackage rights. This notice corrects that error.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in Norfolk & Western Railway—Trackage Rights—Burlington Northern, Inc., 354 I.C.C. 605 (1978), as modified in Mendocino Coast Railway—Lease & Operate—California Western Railroad, 360 I.C.C. 653 (1980).

This notice is filed under 49 C.F.R. § 1180.2(d)(7). If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C. § 10502(d) may be filed at any time.

An original and 10 copies of all pleadings, referring to Docket No. FD 35834, must be filed with the Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Terence M. Hynes, Sidley Austin LLP, 1501 K Street, N.W., Washington, DC 20005.

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Decided: August 12, 2014.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.